LIQUOR COMMISSION CITY AND COUNTY OF HONOLULU PACIFIC PARK PLAZA 711 KAPIOLANI BOULEVARD, SUITE 600 HONOLULU, HAWAII 96813

AMENDEDAGENDA – FORTY-SIXTH MEETING

THURSDAY, JUNE 26, 2014 4:00 P.M.

PUBLIC HEARINGS:

1. Trans. Appl. No. 14-29 from HIE Retail, LLC

For the transfer of the business and Retail Beer and Wine license of Hawaii Independent Energy, LLC, dba Tesoro, 66-580 Kamehameha Highway, Haleiwa (D0456) (Prelim. Hrg. 5/29/14)

2. Trans. Appl. No. 14-30 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 87-2070 Farrington Highway, Waianae, and for a change of trade name to Tesoro (D0904) (Prelim. Hrg. 5/29/14)

3. Trans. Appl. No. 14-31 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 707 Kapahulu Avenue (D0923) (Prelim. Hrg. 5/29/14)

4. Trans. Appl. No. 14-32 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 86-090 Farrington Highway, Waianae (D0913) (Prelim. Hrg. 5/29/14)

5. Trans. Appl. No. 14-33 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 1311 Palama Street (D0931) (Prelim. Hrg. 5/29/14)

6. Trans. Appl. No. 14-34 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 759 South King Street (D0977) (Prelim. Hrg. 5/29/14)

7. Trans. Appl. No. 14-35 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 95-1141 Ukuwai Street, Mililani (D1171) (Prelim. Hrg. 5/29/14)

8. Trans. Appl. No. 14-36 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 1950 Kalihi Street (D0614) (Prelim. Hrg. 5/29/14)

9. Trans. Appl. No. 14-37 from HIE Retail, LLC

For the transfer of the business and Retail Beer and Wine license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 922 Kamehameha Highway, Pearl City (D0687) (Prelim. Hrg. 5/29/14)

10. Trans. Appl. No. 14-38 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 2260 Kamehameha Highway (D0745) (Prelim. Hrg. 5/29/14)

11. Trans. Appl. No. 14-39 from HIE Retail, LLC

For the transfer of the business and Retail General license of Hawaii Independent Energy, LLC, dba 2 Go Tesoro, 1529 Dillingham Boulevard (D0752) (Prelim. Hrg. 5/29/14)

12. Trans. Appl. No. 14-40 from HIE Retail, LLC

For the transfer of the business and Retail Beer and Wine license of Hawaii Independent Energy, LLC, dba Tesoro, 4259 Lawehana Street (D0878) (Prelim. Hrg. 5/29/14)

13. Trans. Appl. No. 14-47 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-02, 2500 Kuhio Avenue, and for a change of trade name to Ku'ai Market #1403 (D0330) (Prelim. Hrg. 5/29/14)

14. Trans. Appl. No. 14-48 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-18, 2169 Kalia Road, and for a change of trade name to Ku'ai Market #1410 (D1097) (Prelim. Hrg. 5/29/14)

15. Trans. Appl. No. 14-49 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-3, 3253 North Nimitz Highway, and for a change of trade name to Ku'ai Market #1401 (D1093) (Prelim. Hrg. 5/29/14)

16. Trans. Appl. No. 14-50 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-9, 3401 North Nimitz Highway, and for a change of trade name to Ku'ai Market #1419 (D1094) (Prelim. Hrg. 5/29/14)

17. Trans. Appl. No. 14-51 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market, 1777 Ala Moana Boulevard, and for a change of trade name to Ku'ai Market #1404 (D1162) (Prelim. Hrg. 5/29/14)

18. Trans. Appl. No. 14-52 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-05, 2300 Kalakaua Avenue, and for a change of trade name to Ku'ai Market #1406 (D1072) (Prelim. Hrg. 5/29/14)

19. Trans. Appl. No. 14-53 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-01, 2335 Kalakaua Avenue, and for a change of trade name to Ku'ai Market #1416 (D0227) (Prelim. Hrg. 5/29/14)

20. Trans. Appl. No. 14-54 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market-06, 150 Kaiulani Avenue, and for a change of trade name to Ku'ai Market #1430 (D0300) (Prelim. Hrg. 5/29/14)

21. Trans. Appl. No. 14-55 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ku'ai Market, 2570 Kalakaua Avenue, and for a change of trade name to Ku'ai Market #1400 (D1017 (Prelim. Hrg. 5/29/14)

22. Trans. Appl. No. 14-56 from Food Pantry, Ltd.

For the transfer of the business and Retail General license of Outrigger Shops, Ltd., dba Ali'i Market, 2169 Kalia Road, and for a change of trade name to Ali'i Market #1411 (D1159) (Prelim. Hrg. 5/29/14)

23. Trans. Appl. No. 14-60 from Mikan LLC

For the transfer of the business and Restaurant General license (Category No. 1 – Standard Bar) of BYS-S Corporation, dba Full House Bar & Grill, 1400 Kapiolani Boulevard, Building C10, and for a change of trade name to Mikan LLC (R0772) (Prelim. Hrg. 5/29/14)

24. Trans. Appl. No. 14-63 from BVBAR, LLC

For the transfer of the business and Dispenser General license (Category No. 3 – Live entertainment or Recorded Music and Dancing) of Koll LLC, dba Nanea Hale, 92-102 Waiali'i Place, Kapolei, and for a change of trade name to Makai Hale (E1466) (Prelim. Hrg. 4/24/14)

25. Trans. Appl. No. 14-67 from Levy Premium Foodservice Limited Partnership

For the transfer of the business and Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) of SMG, dba Hawaii Convention Center, 1801 Kalakaua Avenue (R0450) (Prelim. Hrg. 6/5/14)

26. Appl. No. 1655 from Asia Pacific Restaurant Group, LLC, dba Wingstop, 95-1830 Meheula Parkway, Spaces No. C-4/C-5, Mililani (The Gateway at Mililani Mauka; eastern corner of the intersection of Meheula Parkway and Ainamakua Drive)

For a Restaurant Beer license (Category No. 1 – Standard Bar) (Prelim. Hrg. 4/17/14)

(Continued from June 12, 2014)

27. Appl. No. 1681 from
Buho Waikiki LLC, dba
Buho Waikiki LLC,
2250 Kalakaua Avenue,
Space 525 (Waikiki
Shopping Plaza;
approximately 50 feet
Ewa from the corner of
Seaside and Kalakaua
Avenues)

For a Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 5/1/14)

28. Appl. No. 1688 from
Safeway Inc., dba Safeway,
91-1119 Keaunui Drive,
Ewa Beach (makai side of
Keaunui Drive, Kaena of
Lakiku Street)

For a Retail Beer and Wine license (Prelim. Hrg. 4/24/14)

LICENSE APPLICATIONS:

Special License Application:

29. Appl. No. 1122 from Hair of the Dog LLC, dba Tropics Tap House, 1100 University Avenue For a Special General license on Saturday, July 5, 2014, from 5 p.m. to 10:30 p.m.

PRELIMINARY HEARINGS:

30. Trans. Appl. No. 14-62 from Aloha Harbor Brewing Company, LLC, dba Hoku Brewery & Gastropub

For the transfer of the business and Brewpub General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) of Aloha Beer Company LP, dba Sam Choy's Breakfast Lunch & Crab and Aloha Beer Company, 580 North Nimitz Highway, and for a change of trade name to Hoku Brewery & Gastropub (B0005)

31. Trans. Appl. No. 14-66 from HNLTIME Liquor LLC, dba HNLTIME Liquor LLC

For the transfer of the business and Dispenser General license (Category No. 4 – Hostess) of Emerald City, Inc., dba Club Geisha House, 1035 Kapiolani Boulevard, and for a change of trade name to HNLTIME Liquor LLC (E1271)

32. Appl. No. 161 from
Breaking Bread Hospitality
Group, LLC, dba Livestock
Tavern, 49 North Hotel
Street (makai/Koko Head
corner of the intersection of
North Hotel and Smith
Streets)

For a Restaurant General license (Category No. 1 – Standard Bar)

33. Appl. No. 1682 from
La Tour PC LLC, dba
La Tour Café Pearl City,
1140 Kuala Street #108,
Pearl City (mauka/Waianae
corner of the intersection of
Kuala Street and Acacia
Road)

For a Restaurant Beer and Wine license (Category No. 2 - Live entertainment or Recorded Music and Dancing)

LICENSE APPLICATIONS: (CONT.)

Temporary License Applications:

34. Appl. No. T1252 from The Culinary Hale LLC, dba
The Corner Kitchen

For a [Stand-Alone] Temporary Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) at 477 Kapahulu Avenue, the former site of The Corner Kitchen

35. Appl. No. 1703T from Aloha Harbor Brewing Company, LLC, dba Hoku Brewery & Gastropub For a Temporary Brewpub General license (Category No. 2 -Live entertainment or Recorded Music and Dancing) at 580 North Nimitz Highway, the current site of Sam Choy's Breakfast Lunch & Crab and Aloha Beer Company (B0005)

Stock Transfer Application:

36. Appl. No. 161 from DRW, Inc., dba Treetops at Paradise Park Restaurant, Dispenser General license (Category No. 1 – Standard Bar), 3737 Manoa Road (E0703)

For the transfer of capital stock and notification of new officers, directors, and stockholder

<u>Tour/Cruise Vessel License Application — No Public Hearing Required:</u>

37. Appl. No. 83 from Hawaii Nautical Inc., dba Ko Nau Lani, 85-491 Farrington Highway, Berth C-22, Waianae (Waianae Harbor) For a Tour or Cruise Vessel General license (Category No. 2 -Live entertainment or Recorded Music and Dancing)

REQUESTS:

38. On Stage Drinks & Grinds, LLC, dba On Stage Drinks & Grinds, Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 802 Kapahulu Avenue (E1441)

Notification of change in membership and transfer of membership interest

39. Tiana Sports Bar Café & Karaoke LLC, dba Tiana Sports Bar Café & Karaoke LLC, Dispenser Beer and Wine license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 60 North Nimitz Highway, Unit A (E1470)

Notification of new member

40. Armbar Corporation, dba Armbar Sports Bar and Grill, Restaurant General (Category No. 2 - Live entertainment or Recorded Music and Dancing), 99-115 Aiea Heights Drive, #111, Aiea (R1048) Requesting approval to have giant chess, giant dominos, Play Station 3 games, and bingo in its licensed premises on Sundays, from 6 p.m. until closing, 2 a.m. the following morning

41. Anna O'Brien's, Inc., dba Anna O'Brien's, Inc., Dispenser General license (Category No. 3 - Live entertainment or Recorded Music and Dancing), 2440 South Beretania Street (E0012)

Requesting approval to have backyard games (Portuguese horseshoes and corn holing)

42. Coconut Willy's Waikiki L.L.C., dba Da Kitchen at the Crown, Dispenser General license (Category No. 3 – Live entertainment or Recorded Music and Dancing) (E1517)

Requesting to temporarily remove restriction placed on its liquor license and to extend live music until 1:30 a.m., until August 31, 2014

(Appl. No. 1550 approved on March 14, 2013, with the condition that live music cease at 12 midnight; License No. E1517 issued on April 23, 2013)

(Temporary removal of above restriction for July 25 and 26, 2014, approved on June 12, 2013)

43. Main Street Tenyaku, Inc., dba Five Ocean, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 1108 Keeaumoku Street (R0964)

Requesting approval of Services Agreement

(Continued from June 12, 2014)

44. Shirokiya Inc., dba Shirokiya, 1450 Ala Moana Boulevard, #2250

Dispenser Beer and Wine license (Category No. 1 – Standard Bar) (E0728); and

Retail General license (D0390)

- 45. Next Door Partners LLC, dba Next Door Partners LLC, Dispenser General license (Category No. 3 Live entertainment or Recorded Music and Dancing), 43 North Hotel Street (E1439)
- 46. Aloha Beer Company LP, dba Sam Choy's Breakfast Lunch & Crab and Aloha Beer Company, Brewpub General license (Category No. 2 Live entertainment or Recorded Music and Dancing), 580 North Nimitz Highway (B0005)

Requesting approval of Services Agreement

Requesting approval to extend Services Agreement beginning July 1, 2014 and ending June 30, 2015

(Services Agreement approved on August 15, 2013, term not to exceed June 30, 2014)

Requesting approval to delete a portion of its licensed premises, on the makai side, approximately 9,200 square feet

47. Sodexo Management, Inc., dba Sodexo Management, Inc., Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing), 2465 Campus Road (R0068)

Request to further extend approval for long-term catering from Saturday, July 5, 2014 to Sunday, July 27, 2014 (11 intermittent days), subject to payment of additional fees

(Request for long-term catering (16 days) approved January 2, 2014)

(Catering General License No. P1331 issued on January 13, 2014)

[Requests to extend long-term catering approved on: January 30, 2014 (24 days) February 27, 2014 (27 days) May 1, 2014 (15 days)]

- 48. Sodexo Management, Inc., dba Sodexo Management, Inc., Restaurant General license (Category No. 2 Live entertainment or Recorded Music and Dancing), 2465 Campus Road (R0068)
- Requesting approval to amend Catering Appl. No. 372 to include three (3) additional dates

(Catering General License No. P1355 issued on May 16, 2014)

49. Park Investments, Inc., dba Club Lagoon 500, Dispenser General license (Categories No. 2 and 4 – Nudity; and Hostess), 500 Lagoon Drive (E0357) Motion for Waiver of Rule 3-82-45.2 to Allow Licensee to Apply for New Class 5, Dispenser General, Categories 2 & 4 (Nudity/Hostess) Liquor License Within 500 Feet of a Class 5, Category 2 Liquor License

50. HIH Ewa Waikiki
Operating Company LLC,
dba 2nd Floor Cafe,
Dispenser General license
(Category No. 3 – Live
entertainment or Recorded
Music and Dancing),
2555 Cartwright Road
(E1288)

Requesting approval to renew its liquor license for fiscal year 2014-2015

(license in safekeeping)

(Continued from June 12, 2014)

51. SYO & Son, Inc., dba Club Ke Kai's Lounge, Dispenser General license (Category No. 1 – Standard Bar), 10 North Hotel Street (E1282) Requesting approval to renew its liquor license for fiscal year 2014-2015

(license in safekeeping)

(Continued from June 12, 2014)

52. Hanh Phuc, Inc., dba Exotic Nights, Cabaret General license (Category No. 2 - Nudity), 909 Halekauwila Street (I0051)

Requesting approval to renew its liquor license for fiscal year 2014-2015

(license in safekeeping)

(Continued from June 12, 2014)

53. Ige's Restaurant & 19th
Puka, LLC, dba Ige's
Restaurant & 19th Puka,
LLC, Restaurant General
license (Category No. 2 –
Live entertainment or
Recorded Music and
Dancing), 98-761 Oihana
Place, Aiea (R0746)

Requesting approval to renew its liquor license for fiscal year 2014-2015

(license in safekeeping)

(Continued from June 12, 2014)

54. Pearl Entertainment LLC, dba Pearl Ultra Lounge, Cabaret General license (Category No. 1 – Standard Bar), 1450 Ala Moana Boulevard, #3230 (I0113) Requesting approval to renew its liquor license for fiscal year 2014-2015

(license in safekeeping)

(Continued from June 12, 2014)

ADOPTION OF DECISION AND ORDER:

55. Bar Seven (LCV 13-0368) (I0042) For adoption of Decision and Order

56. Club 21 (LCV 13-0356) (E0459) do.

57. Club Hot Ash (LCV 13-0358) (E1521) do.

58. Club Sundance (LCV 13-0353) (E0226)

do.

59. Club Thai Angel (LCV 13-0360) (E1158)

do.

60. Duc's Bistro (LCV 13-0350) (R0201) do.

61. New Club Sun (LCV 13-0338) (R0105) do.

ADJUDICATION HEARINGS:

62. Hibiscus Club (LCV 12-0094) (E0260) Licensee failed to make available, for inspection and/or auditing within the City and County of Honolulu, its books and records for the last four (4) years indicating all income, purchases, expenses and employee time records of Licensee's liquor business (Violation of Rule 3-81-17.54(d)) (Date of violation: On or about February 7, 2012)

(Continued from May 2, 2013)

[History: 8/2/12, 10/4/12, 1/10/13, 3/14/13, 5/2/13]

63. Club Angel (LCV 13-0346) (E1418)

Licensee permitted liquor of any kind, while in bottle, glass or other container, to be open and readily consumable within the licensed premises before or after the hours established by the Commission (Violation of Rule 3-82-38.20(b)) (Date of violation: On or about November 15, 2013)

- 64. Michelle's Restaurant Lounge (LCV 13-0363) (I0015)
- (1) Licensee knowingly permitted a person who was disorderly, or under the influence of liquor, to be or remain in or on the licensed premises (Violation of Section 281-78(b)(5), HRS)

ADJUDICATION HEARINGS: (CONT.)

Michelle's Restaurant Lounge (LCV 13-0363) (I0015) (Cont.) (2)

- Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 11, 2013)
- 65. Michelle's Restaurant Lounge (LCV 14-0100) (I0015)
- (1) Licensee's employee was seated with a customer but was not a registered hostess or manager on duty of the licensed premises (Violation of Rule 3-84-78.01(d)) (Date of violation: On or about March 8, 2014)
- (2) Licensee allowed the obstruction, hampering, or interfering with investigations or Liquor
 Commission operations in any way, including but not limited to, the sounding of alarms, flashing of lights or use of a public address system or other advance warning announcing the arrival of
 Commission investigators
 (Violation of Rule 3-84-79.1)
 (Date of violation: On or about March 8, 2014)

(Continued from May 8, 2014)

ADJUDICATION HEARINGS: (CONT.)

- 66. Club Green Tee (LCV 12-0357) (E1258)
- (1) One or more Honolulu Liquor Commission investigators were threatened with the use of violence, force, physical interference or obstacle; were hindered, obstructed or prevented from entering into Licensee's premise; or were opposed, obstructed or molested in the performance of their duties, whether by the Licensee, Licensee's employee, or any other person (Violation of Section 281-79, HRS) (Date of violation: On or about September 28, 2012)
- (2) Licensee's employee consumed liquor while on duty on the licensed premises (Violation of Rule 3-84-78.01(b)) (Date of violation: On or about September 28, 2012)
- (3) Licensee failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employees when said employees were on duty (Violation of Rule 3-82-38.4(a)) (Date of violation: On or about September 28, 2012)

(Continued from March 14, 2013)

ADJUDICATION HEARINGS: (CONT.)

67. The Arts District Merchants
Association
(LCV 13-0364)
(N4942)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about October 26, 2013)

68. Best Market, Inc. (LCV 13-0349) (D1165)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about November 8, 2013)

69. Pali Lanes LLC (LCV 13-0359) (E1484)

Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about November 17, 2013)

OTHER BUSINESS:

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70.	Liquor Commission	
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Re: LCV Nos. 12-0289, 12-0429, 13-0075, 13-0102, and 13-0109, TMNPS Corporation, dba Saigon Passion III, 1420 Kapiolani Boulevard (I0029 and T0138) – Six-month review of probationary period (December 14, 2013 to June 14, 2014)

(Adjudication hearing held on October 17, 2013; Decision and Order served on November 14, 2013)

(Three-month status review held on March 20, 2014)

71. Liquor Commission

Administrative Actions Report for

May 2014

72. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan

coordination

73. Liquor Administrator

Executive Session — Confer with Commissioners regarding personnel and employment matters, in accordance with

HRS 92-5(a)(2)

If you require an accommodation or auxiliary aid and/or services to participate in this meeting (i.e., sign language or foreign language interpreter), please contact the Administrative Services Officer at 768-7336 at least 72 hours prior to the meeting.